

REMARKS/ARGUMENTS

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After receipt of the amendment filed July 29 at the beginning of the week of August 23, the Examiner called applicant's agent to seek clarification of the claimed subject matter, suggesting specifically that the wording "rollingly supporting" be changed to --pivotally supporting--.

In a telephone interview with the Examiner, applicant's agent explained that element 69 (which is affixed to tread surface 5 of shoe sole 6) has two side plates 58, 59 to form lateral guide device 30 for the pivotal movement (see Fig. 2 and last line of page 23). The arrow at the end of the reference line leading from reference numeral 45 points to the first hinge mechanism, and what is shown behind the arrow is side plate 59 in side view (this reference numeral being omitted in Fig. 1). This side plate does not impinge on rolling track 27 of body 22, which supports the shoe sole. As stated at the bottom of page 21, element 69 forms link part 70 of hinge mechanism 45 with its pivot axis 46, and this hinge mechanism is hinge-mounted on shoe sole 6. The pivot axis extends only through recess 72 in body 22 and does not impinge on rolling track 27. As the lever pivots towards the sports device, pivot axis 46 pivots along arcuate curved rolling path 75 so that front end 17 of the shoe sole will slide, glide or

roll along rolling track 27 of body 22, which it contacts as pivot axis 46 moves in the arcuate curved path.

In agreement with the Examiner, applicant has formally amended the claims to remove any indefiniteness and to place claims 58 to 63 in condition for allowance.

Respectfully submitted,  
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I hereby certify that this correspondence is being sent by telefax to the Examiner at the US PTO, Fax No. 703-872-9308 on August 27, 2004.

  
Ingrid Mittendorf

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